HIGH COURT OF CHHATTISGARH AT BILASPUR
W. P.(S) No. 1416 of 2007

Petitioner	:	Brijbhusan Sahu, S/o Shri Rajaram Sahu, aged about 37 years, Assistant Teacher, Govt. Middle School, Gondpara, Abhanpur, Distt.-Raipur (C.G.)
	Versus	
Respondents	:1.	State of Chhattisgarh, Through- The Secretary Department of Education, D.K.S. Bhawan, Raipur (C.G.).
	2.	Distt. Education Officer, Mahasamund (C.G.).
	3.	Distt. Education Officer, Raipur (C.G.).
	4.	Block Education officer, Abhanpur, Raipur C.G.
	5.	Block Education Officer, Bagbahara, Raipur (C.G.)

SB: Hon'ble Mr. Justice **Satish K. Agnihotri, J**

Present: Mr. Somkant Verma, Advocate for the petitioner.
Mr. Sushil Dubey, Govt. Advocate for the respondents/State.

ORDER
(Passed on this 12th Day of March, 2007)

1. The petitioner was appointed on 6.7.95 (P/1) as Assistant Teacher on fixed pay scale of Rs. 1200/-. After completion of two years probation, he was granted regular pay scale of Rs. 1200-2040/-.
2. Learned counsel appearing for the petitioner submits that the issue involved in the case is asto whether, the petitioner is entitled to regular pay scale w.e.f. the date of initial appointment or from the date of completion of probation period.
3. The issue involved, herein was considered by the Madhya Pradesh State Administrative Tribunal, Jabalpur in O.A. No. 2745/89 (Madhukant Yadu and 56 others Vs. State of M.P. & others), wherein it was held that the similarly situated teachers are entitled to regular pay scale

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w.e.f. the date of initial appointment. The matter was taken up to the Hon'ble Supreme Court in Special Leave Petition (Civil) No. 6892/93. The said petition was dismissed by the Hon'ble Supreme Court upholding the decision of the Tribunal to the effect that the Teachers/Assistant Teachers are entitled to regular pay scale from date of initial appointment.

4. Learned counsel appearing for the petitioner further submits that this Court, while considering the same issue in Aeman Jain vs. The State Government of Chhattisgarh & another (W. P. No. 1463/2006) by order dated 10.11.2006, has granted regular pay scale w.e.f. the date of initial appointment.

5. Learned counsel appearing for the parties jointly submit that this case is squarely covered by the decision of this Court in the case of Aeman Jain vs. The State Government of Chhattisgarh & another (Supra).

6. In view of that, this petition is disposed of in the same terms. No order as to costs.

Sd/-
Satish K.Agnihotri
Judge